

PROPOSED AGENDA
PERSONNEL BOARD MEETING

November 14, 2014
9:30 a.m.

1. Call to Order
2. Reading of the Minutes of Regular Meeting held October 10, 2014
Minutes Signed
3. Executive Director and Secretary's Report
4. Report of the Personnel Cabinet
5. **Oral Arguments**
 - A. **Francisco Barroso v. Cabinet for Health and Family Services (2014-024 and 2013-268)** (Request by Appellant)
 - B. **Melissa Hill v. Cabinet for Health and Family Services (2014-048)**
(Request by Appellant)
 - C. **Elizabeth Littlejohn v. Justice and Public Safety Cabinet (Corrections) (2014-050)** (Request by Appellant)
 - D. **Shanion Thurman v. Department of Public Advocacy (2010-255)**
(Request by Appellant)
6. **Motions**
 - A. **Nicole Hunt v. Cabinet for Health and Family Services Cabinet (2013-161)**
--Appellant's Motion to Exclude Appellee's Exceptions
7. **Investigations**
8. **Closed Session**
9. **Open Session**

10. **Cases to be Decided**

- A. **Francisco Barroso v. Cabinet for Health and Family Services (2014-024 and 2013-268)** (Special leave and dismissal – appeal dismissed)
--Appellant's Exceptions and Request for Oral Argument
--Appellee's Response to Exceptions
- B. **Melissa Hill v. Cabinet for Health and Family Services (2014-048)**
(Dismissal, time and attendance – appeal dismissed)
--Appellant's Exceptions and Request for Oral Argument
--Appellee's Response to Exceptions
- C. **Elizabeth Littlejohn v. Justice and Public Safety Cabinet (Corrections) (2014-050)** (Demotion, fraternization – appeal dismissed)
--Appellant's Exceptions and Request for Oral Argument
--Appellee's Response to Exceptions
- D. **Shanion Thurman v. Department of Public Advocacy (2010-255)** (Dismissal, misconduct – appeal dismissed)
--Appellant's Exceptions and Request for Oral Argument
--Appellee's Response to Exceptions
- E. **Kimstance Johnson v. Justice and Public Safety Cabinet (Corrections) (2013-216)** (Directed sick leave, discrimination – appeal dismissed)
DEFERRED FROM OCTOBER MEETING
--Recommended Order after Remand (dismissing appeal)
--Appellant's Exceptions
--Appellee's Response to Exceptions
- F. **Ronald Nunemaker v. Justice and Public Safety Cabinet (Corrections) (2013-262)** (3-day suspension, poor work performance – appeal dismissed)
DEFERRED FROM OCTOBER MEETING
--Appellant's Exceptions and Request for Oral Argument
- G. **Nicole Hunt v. Cabinet for Health and Family Services Cabinet (2013-161)**
(Promotion – appeal dismissed)
--Appellant's Exceptions
--Appellee's Response to Exceptions
--Appellant's Motion to Exclude Appellee's Exceptions
- H. **Bethany Cook v. Justice and Public Safety Cabinet (Corrections) (2013-098)**
AFTER REMAND (Dismissal, poor work performance, disability discrimination – appeal dismissed)
--Appellant's Exceptions (returned as untimely filed)
- I. **Eric Brinegar v. Cabinet for Health and Family Services (2014-047)** (5-day suspension, unsatisfactory performance of duties – appeal dismissed)

- J. **Matthew Cook v. Finance and Administration Cabinet (2014-162)**
(Probationary dismissal – appeal dismissed, no jurisdiction)
- K. **Teresa Hall v. Finance and Administration Cabinet (2013-286)** (Retaliation,
sexual harassment, hostile work environment – appeal dismissed)
- L. **Wade Hester v. Finance and Administration Cabinet (2013-042)** (Special
investigative leave – appeal sustained to extent of purging personnel
record)
- M. **William Nathan Jones v. Public Protection Cabinet (2013-253)** (constructive
discharge, political discrimination and not allowed to rescind resignation –
appeal dismissed)
- N. **Lee A. Karsner v. Justice and Public Safety Cabinet (Corrections) (2014-
121)** (Untimely answer to grievance and restoration of sick time –
sustained to the extent that answer to grievance was untimely,
claim for restoration of sick time dismissed as not timely filed)
- O. **David Stephanski v. Cabinet for Health and Family Services (2014-031)**
(5-day suspension, damage to state property – appeal sustained to the
extent of reducing to a 3-day suspension)
- P. **Dean Tomlinson v. Energy and Environment Cabinet (2014-014)** (3-day
suspension, time and attendance – appeal dismissed)
- Q. **Cecilia Turley v. Justice and Public Safety Cabinet (Corrections) (2013-230)**
(3-day suspension, breach of security – appeal dismissed)

Show Cause Orders – No Response Filed – Appeals Dismissed

- R. **James Byrd v. Justice and Public Safety Cabinet (Juvenile Justice)**

11. **Withdrawals**

- A. **David R. Brock v. Cabinet for Health and Family Services**
- B. **William Maurice Brown v. Cabinet for Health and Family Services**
- C. **Joshua Bynum v. Finance and Administration Cabinet**
- D. **Angela Coots v. Cabinet for Health and Family Services**
- E. **Tammy Graham (Skinner) v. Justice and Public Safety Cabinet (Corrections)**
- F. **Eric Irvin, Sr. v. Justice and Public Safety Cabinet (Corrections)**
- G. **Rebecca Perry v. Cabinet for Health and Family Services and Personnel Cabinet**
- H. **Daniel Ray v. Justice and Public Safety Cabinet (Corrections)**
- I. **Hamid Rezvanian v. Transportation Cabinet and Personnel Cabinet**
- J. **David Riggins v. Transportation Cabinet**
- K. **Jacqueline Storey v. Cabinet for Health and Family Services**
- L. **Gregory Ulrich v. Transportation Cabinet and Personnel Cabinet**

12. **Settlements**

- A. Carolyn Benedict v. Public Protection Cabinet
- B. Jacqueline Gadd v. Justice and Public Safety Cabinet (Juvenile Justice)
- C. Larry Graves v. Cabinet for Health and Family Services
- D. Jeanne Hinkebein v. Justice and Public Safety Cabinet (Corrections) (3 appeals)
- E. Heather Losser v. Justice and Public Safety Cabinet (Corrections) (2 appeals)
- F. Patricia Oaks v. Justice and Public Safety Cabinet (Juvenile Justice)

13. **Other**